

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 321 OF 2005

Shri Ramsuch Ramlal Yadav & Anr. ..Applicants.
V/s.

The Inspector of Police, Sadar Bazar
Police Station, Solapur and Anr. ..Respondents.

Shri M. Unnikrishnan for the Applicants.
Shri R.Y. Mirza, APP for Respondent No.2 - State.

CORAM : A.M.KHANWILKAR, J.
DATED : JANUARY 31, 2005.

PC :-

. Heard the learned counsel for the parties.
Perused the record.

2. The applicants have been arrested in connection with offence registered under sections 3 and 7 of the Essential Commodities Act. The applicants are in custody since 24th November, 2004. It is not in dispute as is fairly accepted by the learned APP, on instructions of the investigating officer, who is present in the court, that chargesheet is yet to be filed. The maximum punishment provided by section 7 of the Act is upto 7 years. However, in the present case 60 days have elapsed and no

chargesheet has been filed. The applicants are otherwise entitled for bail on the ground of default in terms of section 167 of the Code. Accordingly, the applicants are enlarged on bail on certain conditions as follows :-

(a) Applicants are enlarged on bail in connection with C.R.No. 3306/2004, registered with Sadar Police Station, Solapur on executing personal bond in the sum of Rs. 10,000/- (Rs. Ten thousand only) each with two local sureties in the like amount.

(b) The Applicants shall report to the concerned police Station once in a week on Saturday between 10 a.m. to 2 p.m. till filing of the chargesheet and thereafter, once in a month on the first Saturday of every English calender month between 10 a.m. to 2 p.m.. The applicants shall also furnish correct and detail address of their residence to the investigating officer within one week from the date of their release.

(c) The Applicants shall extend full co-operation for early disposal of the trial. If the trial court is of the opinion that they are responsible for delay

in trial that fact be recorded in the Rozanama, which can be a ground for cancellation of bail.

(d) The Applicants shall not influence the prosecution witness or tamper with the prosecution evidence in any manner whatsoever.

. Ordered accordingly.

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